

## COHN | BIRNBAUM | SHEA

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FEB 6 2008

February 5, 2008

Time for defendant to answer or to appear and to file a motion to dismiss or to strike the complaint is enlarged to 2/27/08, and will not be enlarged further. This does not affect pending motions. 1/9/08  
*Att Colucci*

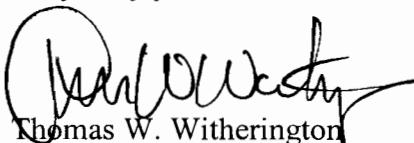
The Honorable Alvin K. Hellerstein  
 Room 1050  
 United States Court House  
 500 Pearl Street  
 New York, NY 10007

Re: Express, LLC v. Clothing for Modern Times Ltd. d/b/a Urban Behavior, et al.  
 Civil Action No. 07-CV-11410 (AKH)

Dear Judge Hellerstein:

Enclosed is a courtesy copy of Defendants Second Motion for Extension of Time to Respond to the Complaint, which was filed electronically with the Court today. In addition, I have enclosed a courtesy copy of the Defendants' first Motion for Extension of Time to Respond to the Complaint which was filed on January 22, 2008. We inadvertently neglected to forward a courtesy copy of this first motion to you.

Very truly yours,

  
 Thomas W. Witherington

TWW/clm  
 Enclosures  
 cc: Frank J. Colucci, Esq.

